

So Ordered.

Dated: July 13th, 2017



*Frederick P. Corbit*  
Frederick P. Corbit  
Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON

In Re:

Kennewick Public Hospital District,  
Debtor.

Case No. 17-02025-9

ORDER APPOINTING GARDEN  
CITY GROUP, LLC AS NOTICING  
AGENT

Upon the motion (the "Motion")<sup>1</sup> of Kennewick Public Hospital District, a Washington public hospital district (d/b/a Trios Health) (the "District" or "Trios") and the debtor in the above-captioned chapter 9 case (the "Chapter 9 Case"), pursuant to section 156(c) of title 28 of the United States Code, section 105(a) of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (as amended, the "Bankruptcy Code"), and rule 2002 of the Federal Rules of Bankruptcy Procedures (the "Bankruptcy Rules"), for entry of an order appointing Garden City Group,

<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings as ascribed in the Motion.

ORDER APPOINTING GARDEN CITY  
GROUP, LLC AS NOTICING AGENT - 1

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1 LLC (“GCG”) as claims and noticing agent in the District’s Chapter 9 Case; and  
2 upon the Cudworth Declaration and the Baumgarten Declaration; and it appearing  
3 that this Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and  
4 1334; and it appearing that this proceeding is a core proceeding pursuant to 28  
5 U.S.C. § 157(b)(2); and it appearing that venue of this proceeding and the Motion  
6 in this Court is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and notice of the  
7 Motion appearing adequate and appropriate under the circumstances; and the Court  
8 having found that no other or further notice is needed or necessary; and the Court  
9 having reviewed the Motion, the Cudworth Declaration, and the Baumgarten  
10 Declaration and having heard statements in support of the Motion at a hearing held  
11 before the Court (the “Hearing”); and the Court having determined that the legal  
12 and factual bases set forth in the Motion and at the Hearing establish just cause for  
13 the relief granted in this Order; and it appearing, and the Court having found, that  
14 the relief requested in the Motion, to the extent granted in this Order, is in the best  
15 interests of the District, its creditors, and other parties in interest; and any  
16 objections to the relief requested in the Motion having been withdrawn or  
17 overruled on the merits; and after due deliberation and sufficient cause appearing  
18 therefor, it is hereby **ORDERED** that:

19 1. The Motion is GRANTED to the extent set forth in this Order.

20 2. Pursuant to section 156(c) of title 28 of the United States Code,  
21 section 105(a) of the Bankruptcy Code, and rule 2002 of the Bankruptcy Rules,  
22 GCG is authorized and directed to perform noticing services in the Chapter 9 Case,

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1 and all related tasks, as set forth below and as described in the Motion (the  
2 “Noticing Services”):

- 3 a. Prepare and serve required notices and documents in the  
4 Chapter 9 Case in accordance with the Bankruptcy Code and  
5 the Bankruptcy Rules in the form and manner directed by the  
6 District or the Court, including, among others, (i) notice of  
7 commencement of this Chapter 9 Case, (ii) notices of  
8 objections to claims and objections to transfers of claims, (iii)  
9 notices regarding any plan of adjustment filed by the District,  
10 (iv) notice of the effective date of any plan of adjustment, and  
11 (v) all other notices, orders, pleadings, publications, and other  
12 documents as the District or the Court may deem necessary or  
13 appropriate for an orderly administration of this Chapter 9  
14 Case.
- 15 b. File with the Office of the Clerk of the United States  
16 Bankruptcy Court for the Eastern District of Washington (the  
17 “Clerk’s Office”) an affidavit or certificate of service with  
18 respect to each service conducted by GCG, that includes a  
19 reference to the notice served and the corresponding docket  
20 number, an alphabetical list of all persons to whom it was  
21 mailed, and the date and manner of service.
- 22 c. Maintain (i) a list of all potential creditors and other parties-in-  
interest in this Chapter 9 Case and (ii) the service lists for  
which the District has requested approval, and update these lists  
and make them available upon request by a party-in-interest or  
the Clerk’s Office.
- d. Establish a case website with case information, including key  
dates and service lists, if requested by the District and its  
counsel.
- e. On the request of the District or the Clerk’s Office, provide any  
other administrative services as are necessary, required, or as  
the District or the Clerk’s Office may deem appropriate for an  
orderly administration of this Chapter 9 Case.

3. GCG is authorized to take such other action to comply with all duties  
set forth in this Order.

ORDER APPOINTING GARDEN CITY  
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1           4.     The District and GCG are authorized to take all actions necessary to  
2 effectuate the relief granted pursuant to this Order.

3           5.     In the event of any inconsistency between the services agreement  
4 between the District and GCG, the Motion, and this Order, the Order shall govern.

5           6.     As soon as practicable, the District shall file a motion with the Court  
6 proposing protocols and procedures for use by the Clerk's Office in connection  
7 with the filing, receipt, sealing, disclosure, and maintenance of the official register  
8 of claims filed by or on behalf of patients or former patients of the District in the  
9 Chapter 9 Case.

10          7.     The Court shall retain jurisdiction to hear and determine all matters  
11 arising from or related to the implementation, enforcement, or interpretation of this  
12 Order.

13                                ///END OF ORDER///  
14

15 PRESENTED BY:  
16 FOSTER PEPPER PLLC

17 By: /s/ Jack Cullen  
18     Jack Cullen, WSBA #7330  
19     Bryan Glover, WSBA #51045  
20     Andy Morton, WSBA #49467  
21     Ella Vincent, WSBA #51351  
22     Attorneys for Debtor Kennewick  
Public Hospital District

ORDER APPOINTING GARDEN CITY  
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